

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PICTET FUNDS (EUROPE) S.A. and PICTET  
OVERSEAS INC.,

Plaintiffs,

– against –

EMERGING MANAGERS GROUP, L.P. and EMG  
CAPITAL, LLC,

Defendants.

Civ. No. 14-cv-6854 (SAS)

**ORAL ARGUMENT  
REQUESTED**

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon (i) the accompanying Memorandum of Law in Support of Plaintiffs' Motion for a Preliminary and Permanent Injunction; (ii) the accompanying Declarations of Mark G. Hanchet, Déodat Lê, and Laurent Moser (and exhibits attached thereto); (iii) the Complaint in the above-captioned matter; and (iv) any oral and/or documentary evidence received at the time of the hearing, the undersigned counsel, on behalf of Pictet Funds (Europe) S.A. and Pictet Overseas Inc. ("Plaintiffs"), will move this Court, at Courtroom 15C, United States District Court, 500 Pearl Street, New York, New York 10007, for an order pursuant to Rule 65 of the Federal Rules of Civil Procedure preliminarily and permanently enjoining Emerging Managers Group, L.P. and EMG Capital, LLC from proceeding with their claims against Plaintiffs in FINRA Arbitration No. 14-01485.

Dated: October 3, 2014  
New York, NY

MAYER BROWN LLP

/s/ Mark G. Hanchet

Mark G. Hanchet

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